



County of Santa Cruz

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Lee Gulliver
Dana McRae

GOVERNMENT TORT CLAIM

RECOMMENDED ACTION

Agenda November 2, 1999

To: Board of Supervisors

Re: Claim of Michael Ioane and Shelly Olson-Ioane on behalf of Paradise Solutions
and three Minor Children, No. 900-056

Original document and associated materials are on file at the Clerk to the Board of Supervisors.

In regard to the above-referenced claim, this is to recommend that the Board take the following action:
Michael Ioane and Shelly-Olson Ioane on behalf of

- X 1. Deny the claim of Paradise Solutions and Three Minor and refer to County
Counsel. Children, No. 900-056
2. Deny the application to file a late claim on behalf of _____
and refer to County Counsel.
3. Grant the application to file a late claim on behalf of _____
and refer to County Counsel.
4. Approve the claim of _____ in the amount of _____
and reject the balance, if any, and refer to County Counsel.
5. Reject the claim of _____ as insufficiently filed and refer
to County Counsel.

cc: Mark Tracy, Sheriff-Coroner

RISK MANAGEMENT

BY Janet McKinley

COUNTY COUNSEL

By Samuel Torres, Jr.

October 8, 1999

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PERSONNEL DEPT.

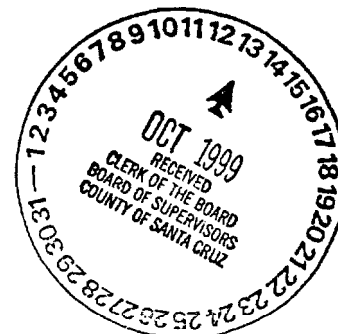
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VIA FACSIMILE AND U.S. MAIL 831-479-8879

Risk Management Insurance/ Claim Divisions
Santa Cruz County
701 Ocean Street Room 340
Santa Cruz, Ca 95060

RE: 409 Blue Gum Capitola
**Claim for Damages
For Sexual assault, Battery,
Armed robbery, conspiracy
Conversion of real and personal property
and not Limited thereto.**

Related cases # 98-1411 Superior Court Santa Cruz
Bankruptcy #99-52223-ASW-13
Adversarial # 99-5182
Criminal #98- 10839 Sheriff Office, Santa Cruz



Dear Sir/Mam:

In compliance with Government Code 910. et al, Claimants/Insured Michael and Shelly loane, Paradise Solutions and on behalf of the loane's three minor Children Ashley Marie loane, Briana Cecilia loane and Michael Scott loane, Jr. do hereby make claim against the COUNTY OF SANTA CRUZ for damages more specifically described below herein.

This claim is intended to comply with all Government Codes, rules and regulations and is a claim against Defendant(s) COUNTY OF SANTA CRUZ. This claim is being made today in order to comply with the statute of limitations and Claimants plan to amend this claim within the next week bringing fourth approximately 15 causes of actions and more fully articulating the facts and circumstances surrounding this claim.

Claimants/Insured have suffered damages in the approximate amount of \$26,811,064.35. The exact amount is not yet known as discovery and investigation are continuing. The following is an approximate breakdown of the \$ 26,811,064.35 million dollar estimate of Claimants/Insureds' damages:

A.

1 Damages to Personal Property	\$208,770.00
2 Missing or Stolen Personal Property	\$500,321.00
3 Legal & Legal Support for Personal Property	\$118,792.15
4 Mitigated Expense to Protect Personal	

Property	\$14,604.94
5. Legal & Legal Support since 1997 approx.	\$400,000.00
6. Third Party Losses (Liability)	\$800,000.00
7. Loss of Use of Real Property (\$6000.00 per month)	\$28,000.00
8. Real estate property loss	\$1,000,000.00
9. Additional Living Expense	\$33,560.91
10. Counseling and Medical	\$12,000.00
11. IRA costs	\$500.00
12. Estimate Relocation Expenses	\$31,907.41.
13. Costs of suit, fees, parking, Clerk fees, appeal fees, transcripts etc.	\$ 5000.00.
14. Loss of Income	\$324,000.00
15. Interest on above damages	\$348,195.64
16. Estimate – Emotional Distress (Sexual Assault, Battery, Kidnapping, False imprisonment, Attempted Murder, Conspiracy, Conspiracy of silence armed robbery, conspiracy to violate bankruptcy automatic stay conspiracy to steal real property and not limited thereto.)	\$ 11,490,456.15
17. Estimate-Punitive Damages	<u>\$ 11,490,456.15</u>
TOTAL:	\$ 26,811,064.35

Claimant/Insured wishes to make an insurance policy limits demand; however does not have the name of or policy limits of the insurance for the COUNTY OF SANTA CRUZ.

The jurisdiction of this claim shall be in the Federal Court and or the Superior Court.

(a) Claimants mailing location: C/O 2059 Camden Ave., Ste. 242, San Jose, California 95124

(b) Claimant desires Notices to be mailed at the above stated mailing location.

(c) The date of the occurrence took place prior to and on or about June 15, 1999 and continues through today.. Our home that is owned in fee was taken under color of law and is being forcibly detained by the SANTA CRUZ COUNTY SHERIFF MARK TRACY and other co-conspirators.

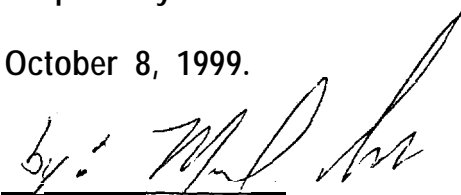
(d) The Injury is as stated above herein.

(e) The name of the Public employee(s) whom caused the injury:
COUNTY OF SANTA CRUZ SHERIFF MARK TRACY and other Unknown officers
working for the County along with other co-conspirators.

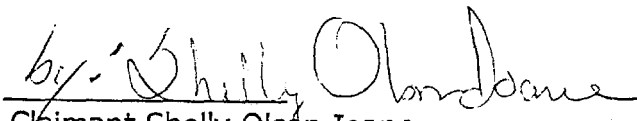
(f) The amount claimed is as stated above herein: \$ 26,811,064.35 Total
estimate.

Respectfully submitted under Title 28 section 1746 (1) and CCP 2015.5

Dated October 8, 1999.



Claimant Michael Ioane,
On behalf of Paradise Solutions
and my three Minor Children
800 425 9913
408 559 0428 Direct
408 559 6925 Fax



Claimant Shelly Olson-Ioane,
On behalf of Paradise Solutions
and my three Minor Children